

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

GENENTECH, INC.,	)	Case No.: 10-CV-02037-LHK
	)	
Plaintiff,	)	
	)	
v.	)	ORDER REGARDING BRIEFING
	)	SCHEDULE
THE TRUSTEES OF THE UNIVERSITY OF	)	
PENNSYLVANIA, A PENNSYLVANIA NON-	)	
PROFIT CORPORATION,	)	
	)	
Defendant.	)	

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The Trustees of the University of Pennsylvania (UPenn) submitted a Motion to Strike Claim Construction Extrinsic Evidence, and a request to expedite this Motion, today (February 28, 2011). *See* Dkt. Nos. 126 and 127. Although this Motion was noticed to be heard by Judge Grewal, because this issue relates to claim construction, it will be heard by the undersigned.

The Court sets the following schedule:

The due date for UPenn's reply Claim Construction brief is extended to March 11, 2011.

Genentech's Opposition to UPenn's Motion is due tomorrow, March 1, 2011.

The hearing on this Motion is set for Thursday, March 3, 2011 at 1:30 p.m. in courtroom 4, fifth floor.

**IT IS SO ORDERED.**

Dated: February 28, 2011

  
LUCY H. KOH  
United States District Judge

**United States District Court**  
For the Northern District of California